IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL WRIT PETITION NO.1679 OF 2006

Smt. Vithabai G. Mhatre ... Petitioner

Versus

The State of Maharashtra
and Ors. ... Respondents

Mr. Ganesh Gole for the Petitioner
Mr. D.S. Mhaispurkar APP for the State

CORAM : S.B. MHASE,
& S.R. SATHE, JJ.
DATED : 11th DECEMBER, 2006

P.C. :-

Presently grievance of the Petitioner, viz., to add charge under section 304(B) of IPC is redressed. Any other grievance of the Petitioner in respect of the fault in investigation can be gone into. At this stage, since it is a pre-matured stage, learned Counsel realizing this aspect, states that he may be allowed to withdraw the Petition with liberty to file appropriate Petition to take appropriate action as against the Respondent-Investigating Agency if the occasion arises. Leave to withdraw this Petition is hereby granted with liberty to take action against Investigating Agency for any faults/ misconduct committed by them in investigation if occasion arises.

Petition is accordingly disposed of.

(S.R. SATHE, J.) ***(S.B. MHASE, J.)***